

so much thereof as will be sufficient to pay such taxes and penalties and the costs of such distress and sale.

SEC. 7. This act shall take effect and be in force from and after the 1st day of June, A. D. 1897.

Approved April 23, 1897.

H. F. No. 867.

CHAPTER 310.

Biennial reports of manager of state reformatory.

An act to amend section six (6), chapter two hundred and eight (208), general laws 1887—to provide for biennial reports by the manager of the Minnesota state reformatory.

Be it enacted by the Legislature of the state of Minnesota:

SECTION 1. That chapter (section) six (6), chapter two hundred and eight (208), general laws 1887, is hereby amended to read as follows:

It shall be the duty of such board of managers, on or before the first day of December next preceding the regular session of the legislature, to make a biennial report to the governor, covering the period of the two preceding fiscal years, showing the conditions of said reformatory, and their proceedings in regard to the inmates; the progress of the work of construction; the amount of money expended and the current expenditures in the conduct and management of such reformatory; with a detailed statement thereof, and with such recommendations as the board of managers may deem proper.

SEC. 2. This act to take effect and be in force from and after its passage.

Approved April 23, 1897.

H. F. No. 502.

CHAPTER 311.

Relating to court commissioners.

An act to amend and consolidate the several acts relating to court commissioners; to define the powers and jurisdiction of, and to regulate actions and proceedings before such officers.

Be it enacted by the Legislature of the state of Minnesota:

Court commissioner for term of 4 years.

SECTION 1. There shall be chosen in each organized county one person who shall be elected a court commis-

sioner, and hold office for the term of four (4) years, and until his successor is elected and qualified.

SEC. 2. Court commissioners shall be men learned in the law, and shall have and exercise the judicial power of the judge of a district court at chambers. In case the probate judge is absent from the county or unable to discharge his duties, or would be disqualified as a juror, or is a material witness, court commissioners shall respectively have such powers as are now conferred by law on such probate judge with reference to the examination and commitment of insane persons. In actions pending in the district court they shall have power to issue writs of attachment. They are authorized to issue writs of habeas corpus, to take acknowledgments of deeds and other instruments in writing within their several and respective jurisdictions, and may take and certify depositions to be used in the courts of this state. When the court commissioner acts as probate judge, as as aforesaid, he shall receive per diem allowance for the time so occupied calculated upon the basis of the compensation allowed by law to said judge of probate. All orders for the examination of judgment debtors in proceedings supplementary to execution may be made returnable before the court commissioner of the county in which the order has been issued, and the examination of such judgment debtors may be conducted before such court commissioner.

Qualification and power of commissioner.

All disclosures in garnishment proceedings in any action pending in the district court may hereafter be taken by the court commissioner of the county in which such action is pending.

SEC. 3. Before entering on his duties each court commissioner shall execute to the board of county commissioners a bond in the sum of two thousand (2,000) dollars, with surety to be approved by the board, conditioned for the faithful performance of the duties required of him by law; and shall take and subscribe an oath of office which, with his bond, shall be filed and recorded in the office of the register of deeds.

Furnish bond in sum of \$2,000.

SEC. 4. The court commissioner shall keep an office at the county seat, and keep a record of all proceedings had before him, in books procured at the expense of the county, and shall be supplied with all necessary stationery, which books and stationery shall be delivered to his successor in office.

Office and records.

SEC. 5. Nothing in this act shall prevent the same person from holding at the same time the office of judge of probate and that of court commissioner.

Same person may be court commissioner and judge of probate.

SEC. 6. Whenever a vacancy occurs in the office of court commissioner the judge of the district court in

Judge of district court to fill vacancy.

which such district is situated shall appoint a competent person to fill such vacancy, who shall give such bond and take such oath as is by law required of court commissioners, and who shall hold his office until the next general election and until his successor is elected and qualified.

May perform marriage ceremony.

SEC. 7. That court commissioners shall have power to perform the marriage ceremony.

SEC. 8. Court commissioners for services mentioned in this act in actions or proceedings pending in the district court shall be allowed the following fees:

Fees of court commissioner.

For examining any petition, complaint, affidavit or any paper wherein an order is required, one (1) dollar. For making and entering an order on the same, fifty (50) cents. For passing and deciding on the return of a writ of habeas corpus, three (3) dollars for each day necessarily occupied in the hearing of the same. For all examinations of judgment debtors in proceedings supplementary to execution and for all disclosures in garnishment proceedings committed in writing at the rate of fifteen (15) cents per folio of one hundred (100) words so committed to writing.

For all other services rendered by them, the same fees as are allowed by law to other officers for similar services.

SEC. 9. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved April 23, 1897.

H. F. No. 606.

CHAPTER 312.

Sale and lease of mineral and other lands.

An act to amend section 2 of chapter 105 of the general laws of 1895, entitled An act to amend chapter 22 of the general laws of 1889, relating to the sale and lease of mineral and other lands belonging to the State of Minnesota.

Be it enacted by the Legislature of the state of Minnesota:

Amendment.

SECTION 1. That section two (2) of chapter one hundred and five (105) of the general laws of one thousand eight hundred and ninety-five (1895) be, and the same is hereby amended so as to read as follows:

The application for a mineral lease as herein provided,